

REMARKS

At the outset, the Examiner is thanked for the thorough review and consideration of the pending application. The Office Action dated August 23, 2005, has been received and its contents carefully reviewed.

Claims 1-10, 12-18, and 20-25 are rejected and claims 2 and 14 are objected to by the Examiner. Claims 1-10, 12-18, and 20-25 remain pending in this application.

In the Office Action, claims 1, 4-6, 10, 12, 13, 16-18, and 20-22 are rejected under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 5,583,682 to Kitayama et al. (hereinafter "Kitayama"). Claims 3, 7-9, 15 and 23-25 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Kitayama in view of Applicant's Related Art.

The rejection of claims 1-10, 12-18 and 20-25 is respectfully traversed and reconsideration is requested. In Kitayama, the examiner points to Table I as disclosing producing a monostable alignment within the ferroelectric liquid crystal. All Kitayama discloses is that a certain parameter γ^{0-100} was not measured due to monostabilization. It is not clear from the footnote whether this monostabilization was present at room temperature or if the final state of the ferroelectric liquid crystal was affected by monostabilization at -30°C or even if the monostabilization only occurred at -30°C. Further, Kitayama clearly is directed to a ferroelectric liquid crystal in a bistable state, and hence teaches away from the present invention. Therefore, the mere passing footnote in Kitayama does not teach the present invention. It is not clear that an LCD with the monostable state was operated and hence even existed in Kitayama. Accordingly, claims 1-10, 12-18, and 20-25 are allowable over Kitayama. Further, Applicants Related Art does not cure this deficiency of Kitayama.


Applicants believe the foregoing remarks place the application in condition for allowance and early, favorable action is respectfully solicited.

If for any reason the Examiner finds the application other than in condition for allowance, the Examiner is requested to call the undersigned attorney at (202) 496-7500 to discuss the steps necessary for placing the application in condition for allowance. All correspondence should continue to be sent to the below-listed address.

If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. § 1.136, and any additional fees required under 37 C.F.R. § 1.136 for any necessary extension of time, or any other fees required to complete the filing of this response, may be charged to Deposit Account No. 50-0911. Please credit any overpayment to deposit Account No. 50-0911. *A duplicate copy of this sheet is enclosed.*

Respectfully submitted,

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